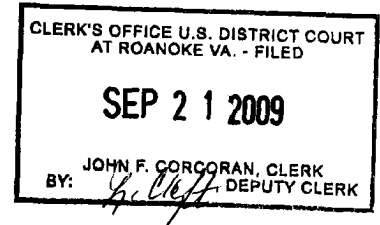


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION



NATHANIEL TYREE RIVERS,  
Petitioner,

Civil Action No. 7:09-cv-00379

v.

FINAL ORDER

COMMONWEALTH OF VIRGINIA,  
Respondent.

By: Hon. James C. Turk  
Senior United States District Judge

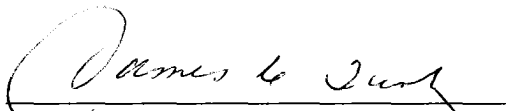
In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that the above referenced petition for writ of habeas corpus, pursuant to 28 U.S.C. §2254, is  
**DISMISSED without prejudice** for failure to exhaust state court remedies and the action is  
**STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copy of this final order and the accompanying  
memorandum opinion to the petitioner.

ENTER: This 21<sup>st</sup> day of September, 2009.

  
Senior United States District Judge